P.F. 89 393

G. R. S. [X-5]

Previous references.

1892-93

192 .

(A-K)

File No 1-50 393

Serial Nos. 1 - 5

Later references.

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 1 - 5

Report Part B for January 1893

SUBJECT.

Claim of Sanyasimma, to the Patta of Thattekere, Arakalgud Taluk.

Contentment

E

AD 225 — 25—2,000—11-6-26

Contentment

Memo

A. S No. 64 of 1892-93

Appellant: Sanne' gowda son of Chikke Gowda late Patel of Thattekere in Arkalgud Taluk.

This is virtually an appeal against the order dated 15th February 1893 passed by the Deputy Commissioner of Hassan disallowing the appellant's claims to the patelli of Thattekere in Arkalgud Taluk.

The facts of the case are briefly as follows:-

The patelli of Thattekere which is now in dispute had originally been held by the ancestors of the appellant.

The appellant's family having neglected to perform

the patelidities for a
period of about ten years
it was found necessary
to appoint somebody else
to the office. The choice
however fell on one Linge
gowda and he was
accordingly appointed patel in the
year Raudri (1860-61).

vide Hassan Dy Supt's
order of 26.11.63

(vide by Supt's order
of 26.11.63)

In 1863 the appellants'
father Chikke gowda
applied to the authorities
that he might be restored
to the patelig of Thattekere.
In the meantime it was
found that several of the
inhabitants of Thattekere
were relatives of the above
named Linge gowda and
that it would not therefore
be desirable to allow him
to continue any longer as
patel of that village.
Moreover, Chikke gowda
above named promised
to reside in Thattekere
and attend regularly to
the patelidities there, in

vide Hassan Dy Supt's
order of January 1864

vide
Amildar's Report
dy 18.1.66

but nobody came forward
claiming the office in
question.

The D.y Supt. directed the 2d asst
Supt. to personally
examine Chikke Gowda
and then dispose of the
case.

The asst Supt. accord-
-ingly examined Chikke
Gowda and ordered that
the said Chikke Gowda's
brother might temporarily
perform the patelships
for two months and
if within that period
Chikke Gowda did not
settle himself at Hatte
Kere and shew himself
capable of discharging
the patelships, the
Amildar might recommend
some one else for the
post.

ord.r dy 17.2.66

In August 1866 the
Amildar reported to
the asst Supt. that
Chikke Gowda's brother

had failed to do the
patelidutie as ordered
above, that Chikke gowda
would not permanently
leave the village where
he was then residing
and settle himself at
Thattekere, that he (Chikke
gowda) was still unwell,
and that Linge gowda,
~~above named~~ who appear
-ed to be competent, might
be appointed as Patel.

On the 13th Sept. 1866
the Asst. Supt. accordingly
appointed the said Linge
gowda as Patel.

Since then Linge gowda
has, ~~to this date~~
done the Patelidutie
of Thattekere, although
his name was inadvertently
omitted to be entered in
the Barabakuti Regr.

vide Amildars
Report Aug. 2 1869.

In January 1869
the appellant applies
to the Genl Asst Commr

of Hassan that he might be restored to the pateli of Thattekere.

The appellant's father died sometime in the early part of 1890. After some correspondence the Dy Commr of Hassan passed final orders that as the appellant's father had lost all his right to the pateli office twenty five years ago nothing could be done to the appellant after such a length of time.

dated 15.2.91

The Deputy Commr also directed the Amildar of Arkalgud to enter in the Bara-bakuti Regr the Thattekere Pateli appointment of 1866 which as stated above, had not been entered therein.

On the death of Kinige Gowda, above named which appears

to have taken place in August 1891 his son Mayanna Gowda applied to the authorities that he might be appointed Patel of Thattekere.

Chikke Gowda younger brother of Mayanna Gowda deposed before the Amildar that he had no objection to his brother Mayanna Gowda being appointed Patel of Thattekere.

On the 21st July 1892 the Dy Commr appointed Mayanna Gowda as Patel of Thattekere.

vide deposition of H. G. G. of Mayanna Gowda before the Amildar.

NLR

9

5

M No 1334 of 1892-93

Appt

Sanne Gunda
of Dallekare
Arkalgud Taluq
Hassan Dt
Represented by Mr. R. Venkatarama Iyengar
advocate

Respt

Mayangowda
Represented by Mr. T. Subramanya
Advocate

The ancestors of appellant were Patels of the village, but as her father died and was a minor the Village was performed the duties Respts father was appointed in January 1864 & was confirmed in his appointment in September 1866. Respt succeeded him in 1890 - Petitioner then claimed the office & her claim was rejected in July 1891. The appeal is against this order.

Appt is unable to advance any ground for setting aside the order of the Dy Comr - Her appeal is therefore dismissed

ml
24/1/94

ADJ

ADJ

Respt is informed that her appeal has been dismissed

ml

ADJ 24/1

121
771

26-12-92

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

3

The accompanying Petition No. 1334 dated 18-11-92 received at the Dewan's Office from Sanni Gowda of Thattekere, Arkalgud Taluk appealing against the order of the Deputy Commr disallowing his claims to the Patel of the said vill

is forwarded, together with its two enclosures, to the Deputy Commr Hassan District, for submission of proceedings with a brief report on the facts of the case and on the points taken in the petn.

2 The petn should be returned

L.R.160-92-2

By Order,

Chief Secretary.

BANGALORE, 24/26 Dec 1892

Ben 21

M. G. C. P. Bangalore.—21-11-92—3,000.

(General Serial No. 30.)

12/189 366. Pet 17

From The Deputy Commissioner Canara District

To

The Chief Secretary to the Dewan of Mysore.

Dated 10

Despatched 13 July 93.

Received

Enclosures No. Vakil

General No. 34 & Ex No. secy.

In reply to

SUBJECT.

Submitting report on the petition from Sanne gowda Patel of Chatteisee Circle praying that his Claim to the office of Patel of the said village may be

Peter Br. Dunn 11/7

References (to be entered only in the Dewan's Office).

was submitted for the final
orders of the Deputy Commissioner.

3 —— The case was then referred
to Mr. P. Krishnaiah, Native
Assistant Commissioner for dis-
-posal, after personal examina
-tion of the Patél in question.
He did so and directed the Kuld-
-dar to get the work done by
his brother for two months and
that if within that period he
did not improve in health, and
join the appointment and re-
- side in the village, another
man should be recommended
for the post. The Kuldar brought
to notice that the brother of
Patel Chikkegowda never joined
the office; that the Patél was
according to his own statement
living with his family in the
village of Narasapura and that
he would not abandon that

village

village where he kept his dwelling house and came away to Thalte. -here to time there and that he was still unable to talk. Further he submitted that Linggowda re. -commended by the late Amildar, might be appointed as Patil, The Assistant Commissioner ap. -proved of the proposal vide his order No. 21 Dated 13th September 1866 Thus the matter came to an end for a time.—

4.— In the years 1889 and 1890 the petitioner opened the question of his own title to the office and the same was referred to the Amildar for disposal, who re. -marked the facts as above de. -tailed. Thereupon orders were issued that the subject matter having been disposed of 25 years ago, the same could not now be reopened.

5— In the meantime, the officiating

Patil

Patél Linggowda demised and
his son Narayana Gowda re-
-quested that he might be ap-
-pointed Patél in place of his
deceased father. The Amildar
reported that the applicant
who was literate was fit for
the office of Patél and the Dy:
Deputy Commissioner Mr. Haji
Syed Naseeroodin after seeing the
individual in person in his
tour in the Taluk upheld the
Amildar's recommendation
Narayana was accordingly ap-
-pointed Patél - The petitioner
who also urged his claims be-
-fore that officer was granted
the endorsement now appealed
against.

5 — The Remembrance lakers
ending with the Kharif Amil-
-dars report No. 765 dated 19th
770 Instant

Instant are herewith submitted, as requested in the memo — under reference, Enclosures are herewith returned. —

I have the honor to be
Sir,
Your most obedient Servant;
M. Pinkney

Depy Commissioner
Chesapeake Bridge

MYSORE DEWAN'S OFFICE.
PETITION DEPARTMENT.
REG'D. No. 1334(R)
DATE 1-12-92

MYSORE DEWAN'S OFFICE.
PETITION DEPARTMENT.
RECEIVED 184

V

20

18-11-92

No. 1334

13-2-94

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT,

23 February 1894

Endorsement granted to Sirsane Gowda of Tattekere, Arkalgud Taluk

in reply to his Petition Registered No. 1334 dated 18th Nov. 1893 in regard to his claim to the Patel ~~office~~ of Tattekere. ——

L. R. 160-92-5

Petitioner is informed that his appeal has been dismissed

"By Order"

Chief Secretary.

(Council order)

Retrospective

Mysore Govt. Central Press, Bangalore.—9-2-93—2000.

case he was restored to the office.

Under the above circumstances the Dy Supt of Hassan appointed Chikke Gowda to do the Patel duties of Thattekere for a period of 6 months and directed the Amildar of Arkalgud to report after the expiry of the said period if there was any inconvenience in allowing Chikke Gowda to perform the ~~Patelship~~ said duties. The Dy Supt of Hassan also observed in the above order that Linge Gowda had no "hak" to the Patel of Thattekere.

dated. January 1864

In October 1865 the Shekdar of Kasba Arkalgud reported to the Amildar that Chikke Gowda was ill and had not been attending to the Patel duties, that he (Chikke Gowda) was living in a different village altogether

and that Linge Gowda
above named might
be appointed patel of
Thattekere.

Chikke gowda stated
before the amildar that
he was ill and was living
in a village about 6 miles
distant from Thattekere
that he had no house in
Thattekere, & that for about
four months past he has
not gone to Thattekere at
all.

The Amildar submitted
the Shekdar's report referred
to above and his deposition
of Chikke gowda, for the
orders of the Dy ~~Commr~~ Supt.

The Deputy ~~Commr~~ Supt
ordered that a notice
should be issued proclaim
-ing that all those that
wished to advance their
claims to the patel of
Thattekere might come
forward and establish
their claims within one
month from the date
of the said notice.

The notice was published

× Ord. 10. 11. 65

(General Serial No. 32.)

1892.

No. 1334

Name of Petitioner. Sunne Gowda

(2)

Village. Kattekere

Taluk. Arkalgode

District. Hassan.

Date of Arzi. 18-11-92

Date of Receipt. 1-12-92

Date of Disposal.

No. of Enclosures. Zero.

L.R. 160-92-1

ABSTRACT.

About the year 1867 when
the pet was a minor the
Patel of the village held by
his father, was confined
Linge Gowda: on his attaining
after attaining the majority
the Amildar gave an
enquiry that the matter
had been finally disposed
Prays that his hereditary
appt. may be given him

SRA
28/12/92

Mysore Govt. Central Press Bangalore—7-9-92.—4000.

Deputy Commissioner's Office,
Hassan District.
Dated, Hassan, July 1893.

From,

P. N. Purnaiya Esqre,
Deputy Commissioner,
Hassan District.

To

The Chief Secretary to the
Government of Mysore
Bangalore.

Sir,

Adverting to your Yerujad memo No. 771 Dated 24th December 1892, forwarding for submission the proceedings with a brief report, on petition from Sannigowda, Patel of Thalekere, Arkalgud Taluk, I have the honor to report as follows:—

2 So far back as 1865 the Amildar of Arkalgud reported that Chikkegowda, Patel of Thalekere village, the father of the petitioner was not residing in the village nor did he since

the place for the past 6 months and perform any of the duties connected with the office; that he was moreover sick and could not even speak as he had lost power over his tongue and was therefore unfit to perform the duties any longer and recommended that one Lutfi Jumba who had some time back been doing the work might be appointed in his stead. The then Deputy Commissioner Major A. G. Thomson, directed that proclamations should be issued inviting claimants to appear before the Builder and to establish their rights within one month from the date thereof. In pursuance of the said order, notices were duly issued, but no one having appeared within the appointed time, the matter

was

Before the Government of *His Highness* the Maharaja of Mysore.

Appeal No. 64 of 1892-93

(5)

Appellant. Vs. Respondent.

e Gowda
katte Kere
Malgud Taluk
presented by
r. Chelvieng ar
advocate.

Mayanna Gowda
represented by
Mr. K. T. Narasimiengar
advocate.

Decision. L.R. 160-92-4

The ancestor of
appellant were Patels of
the village, but as his
father did not live in
the village and perform
the duties, Respondent's
father — a stranger —
was appointed in
~~January 1864~~ Nov 1863 and was
confirmed in his appoint-
ment in September 1866.
Respondent succeeded
him in 1892 - Petitioner
~~(Date)~~ claimed the office
and his claim was
rejected in February
1891. The appeal is
against

ember 1863

× 1892

~~to be omitted for the claim~~ —
1889)

× ~~in 1889~~

against his order.

2. Appellant is unable to adduce any good grounds for setting aside the order of the Dy. Comm. His appeal is therefore dismissed.

By order

Ch. Secretary.

Redraft. 8/

(Councilorder)

13425 ✓ 8.2.94

Pet. 7-89-93 13

Memo

Copy forwarded to the Dy. Comm. Hazara District with reference to his letter No. 34 dated 10th July 1893. The Vernacular records are returned.

Ch. Secy.

Sr.

ul 5/21 94

all 8/v

2 drafts and 2 fc

Abstract prepared